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UNITED STATES DISTRICT COURT SOUTHERN DISTRICT OF NEW YORK

GEORGE EDWARD McCAIN.

Plaintiff.

- against -

RAHAL LETTERMAN RACING, LLC et al.,

Defendants.

DOCUMENT ELECTRONICALLY FILED DOC #:

07 Civ. 5729 (JSR) **ECF CASE**

STIPULATION AND ORDER OF DISMISSAL WITH PREJUDICE

USDC SDNY

IT IS HEREBY STIPULATED AND AGREED, by and among George Edward McCain, the American Le Mans Series, LLC and International Motorsports Association, Inc., through their undersigned counsel, that the above-captioned action is hereby dismissed with prejudice, without costs to any party, and with each party to bear its own attorney's fees.

Dated: New York, New York August 24, 2007

GEORGE EDWARD McCAIN

By:

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AMERICAN LE MANS AND

INTERNATIONAL MOTORSPORTS

ASSOCIATION

By:

George Cacoulidis (GC-6757)

George Cacoulidia, Esq.

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(212) 521-4430

SO ORDERED:

United States District Judge

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